

w/o

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI**

DIVISION: 6

HON. THOMAS B. LINDBERG

CASE NO. P1300CR20081339

JEANNE HICKS, CLERK

By: Rachel Roehe, Deputy Clerk

DATE: June 10, 2010

FILED

DATE: June 10, 2010

5:03 O'Clock P.M.

JEANNE HICKS, CLERK

BY: Rachel Roehe

Deputy

TITLE:

STATE OF ARIZONA

(Plaintiff)

vs.

STEVEN CARROLL DEMOCKER

(D-1)

COUNSEL:

Yavapai County Attorney (e)

(For Plaintiff)

John Sears (e)

Larry Hammond & Anne Chapman (e)

OSBORN MALEDON, P.A.

(For Defendant)

HEARING ON:

Jury Trial – Day 20

NATURE OF PROCEEDINGS

COURT REPORTER

Roxanne Tarn & Lisa Chaney

START TIME: 8:57 a.m.

APPEARANCES: Joseph Butner, Deputy County Attorney
Jeff Paupore, Deputy County Attorney
Steven DeMocker, Defendant
John Sears, Counsel for Defendant
Larry Hammond, Counsel for Defendant
Anne Chapman, Counsel for Defendant

Court convenes with the presence of the Defendant, all Defense Counsel and both Deputy County Attorneys. The Jury is not present.

Court and Counsel discuss questions from the Jury.

~*~*~*~*~ Recess – 9:05 a.m. ~*~*~*~*~

At 9:10 a.m., Court reconvenes with the presence of the Defendant, all Defense Counsel, both Deputy County Attorneys and the Jury.

Candace Acton resumes the witness stand and testifies further.

Exhibits 2320 through 2336 are admitted into evidence upon stipulation of Counsel.

Exhibits 2315 through 2319 are admitted into evidence upon stipulation of Counsel.

Exhibits 2337 and 2338 are admitted into evidence upon stipulation of Counsel.

Exhibits 2339 through 2341 are admitted into evidence upon stipulation of Counsel.

~*~*~*~*~ Recess – 10:27 a.m. ~*~*~*~*~

At 10:54 a.m., Court reconvenes with the presence of the Defendant, all Defense Counsel and both Deputy County Attorneys. The Jury is not present.

Court and Counsel discuss questions from the Jury.

~*~*~*~*~ Recess – 11:00 a.m. ~*~*~*~*~

At 11:01 a.m., Court reconvenes with the presence of the Defendant, all Defense Counsel, both Deputy County Attorneys and the Jury.

Candace Acton resumes the witness stand and testifies further.

The witness is asked some of the questions from the Jury.

Upon agreement of Counsel, a portion of Exhibit 2215 is shown to the Jury. Counsel agree that a print of the map shown to the Jury can be made into an exhibit and admitted into evidence.

The witness is excused, but remains subject to recall.

Scott Joy is sworn and testifies.

~*~*~*~*~ Recess – 11:57 a.m. ~*~*~*~*~

At 1:26 p.m., Court reconvenes with the presence of the Defendant, all Defense Counsel, both Deputy County Attorneys and the Jury.

Scott Joy resumes the witness stand and testifies further.

Exhibit 2284 is admitted into evidence without objection and published to the Jury.

Exhibit 1613 is admitted into evidence without objection and published to the Jury.

Exhibits 2342 through 2354 are admitted into evidence upon stipulation of Counsel.

Exhibit 954 is offered. Defense Counsel objects. The objection is sustained and the exhibit is not admitted at this time.

Upon request of Counsel and direction of the Court, the original copy of the photocopy document marked as Exhibit 954 is marked and substituted as Exhibit 954. The Court directs that the photocopy document previously marked as Exhibit 954 shall be destroyed by the Clerk.

Exhibit 209 is admitted into evidence without objection.

The Jury is reminded of the admonition.

~*~*~*~*~ Recess – 2:41 p.m. ~*~*~*~*~

At 2:59 p.m., Court reconvenes with the presence of the Defendant, all Defense Counsel and both Deputy County Attorneys. The Jury is not present.

Court and Counsel discuss questions from the Jury.

Court and Counsel discuss the Court Reporter, Lisa Chaney, and how she knows Deputy Boan. Counsel have no objection to this Court Reporter reporting Deputy Boan's testimony.

~*~*~*~*~ Recess – 3:01 p.m. ~*~*~*~*~

At 3:02 p.m., Court reconvenes with the presence of the Defendant, all Defense Counsel, both Deputy County Attorneys and the Jury.

Scott Joy resumes the witness stand and testifies further.

The witness is asked questions from the Jury.

~*~*~*~*~*~ Recess – 3:13 p.m. ~*~*~*~*~*~

At 3:15 p.m., Court reconvenes in chambers with the presence of all Defense Counsel and both Deputy County Attorneys. The Jury is not present. The Defendant's presence is waived.

Discussion takes place with regard to the testimony of Scott Joy.

Court and Counsel discuss questions from the Jury.

~*~*~*~*~*~ Recess – 3:23 p.m. ~*~*~*~*~*~

At 3:24 p.m., Court reconvenes with the presence of the Defendant, all Defense Counsel, both Deputy County Attorneys and the Jury.

Scott Joy resumes the witness stand and testifies further.

The witness is asked questions from the Jury.

The witness is excused, but remains subject to recall.

Mark Boan is sworn and testifies.

Court and Counsel hold a discussion at sidebar, off the record, to discuss questions from the Jury.

The witness is asked questions from the Jury.

Court and Counsel hold a discussion at sidebar, off the record, to discuss a question from the Jury.

The witness is asked the question from the Jury.

The witness is excused.

Ryan Aspa is sworn and testifies.

Court and Counsel hold a discussion at sidebar, off the record, to discuss a question from the Jury.

The witness is asked the question from the Jury.

The witness is excused.

The Jury is reminded of the admonition.

~*~*~*~*~*~ Recess – 4:58 p.m. ~*~*~*~*~*~

At 4:59 p.m., Court reconvenes with the presence of the Defendant, all Defense Counsel and both Deputy County Attorneys. The Jury is not present.

Discussion takes place with regard to Juror number 8.

The Court stands at recess until 8:45 a.m. tomorrow.

END TIME: 5:03 p.m.

cc: VS (e)
Dean Trebesch (Contract Administrator) (PD) (e)
Division 6
YCSO (e)
John Napper, Counsel for Renee Girard (e)
Christopher DuPont, Trautman DuPont PLC (e),
Counsel for Victims Charlotte and Katherine DeMocker